

**BROOKLINE POLICE DEPARTMENT****INCIDENT REPORT**Case No. **2011-0006778A**Supp No. **000**

r3. Additional Reports		<input type="checkbox"/> Arrest Report	<input type="checkbox"/> Accident	<input type="checkbox"/> Domestic	<input type="checkbox"/> Stolen Bike	<input type="checkbox"/> Juvenile Involved	<input type="checkbox"/> Alcohol Involved	<input type="checkbox"/> Prints	Adults <b>5</b>
		<input type="checkbox"/> Complaint App	<input type="checkbox"/> Bias			<input type="checkbox"/> Drugs Involved	<input type="checkbox"/> Gang Involved	<input type="checkbox"/> Photos	Juveniles <b>1</b>
r7. Incident <b>ASSAULT-SIMPLE</b>				Cnts <b>01</b>	Offense Code <b>0504</b>		r10. Reported Date <b>12/10/2011</b>	r11. Time <b>12:13</b>	r12. Day <b>SAT</b>
							r13. Occrd From Date <b>12/09/2011</b>	r14. Time <b>17:30</b>	r15. Day <b>FRI</b>
							r16. Occrd To Date <b>12/09/2011</b>	r17. Time <b>19:00</b>	r18. Day <b>FRI</b>
r20. Reporting Officer 1, I.D. <b>MCCUE JR, WILLIAM ARTHUR</b>					r21. Reporting Officer 2, I.D. <b>42800</b>				
r20. Location of Occurrence <b>15 NEWTON ST</b>								r25. Type of Premise	
r21. Reporting Person [REDACTED]				r22. Phone [REDACTED]		r27. How Received <b>WALK IN</b>		r28. Status <b>ACTIVE CASE</b>	
r23. Reporting Person Address [REDACTED]						r29. Weather		r30. Weapon / Tools	
<b>INVOLVED PERSONS</b>									
n1. Name Type <b>ADULT</b>		n2. Last Name / Business / State of... [REDACTED]				n3. First Name [REDACTED]		n4. Middle Name <b>P</b>	
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age <b>049</b>	n8. Date of Birth [REDACTED]		n9. Place of Birth - City, State		n10. Soc Sec No. [REDACTED]	n11. Operator's License No.	n12. State
n13. Height	n14. Weight	n15. Build	n16. Complexion		n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status	
Involvement : <b>PARENT</b> <b>ASSAULT-SIMPLE</b> <b>REPORTING PERSON</b>									
n27. Residence Address 1 [REDACTED]								n28. Phone [REDACTED]	
n29. Residence Address 2								n30. Phone [REDACTED]	
n1. Name Type <b>JUVENILE</b>		n2. Last Name / Business / State of... [REDACTED]				n3. First Name [REDACTED]		n4. Middle Name	
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age <b>012</b>	n8. Date of Birth [REDACTED]		n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.	n12. State
n13. Height	n14. Weight	n15. Build	n16. Complexion		n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status	
Involvement : <b>VICTIM</b> <b>ASSAULT-SIMPLE</b> <b>SON</b>									
n27. Residence Address 1 [REDACTED]								n28. Phone [REDACTED]	
n1. Name Type <b>ADULT</b>		n2. Last Name / Business / State of... <b>MCDONALD</b>				n3. First Name <b>MATTHEW</b>		n4. Middle Name	
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age	n8. Date of Birth		n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.	n12. State
n13. Height	n14. Weight	n15. Build	n16. Complexion		n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status	
Involvement : <b>EMPLOYEE</b> <b>ASSAULT-SIMPLE</b> <b>OTHER BUSINESS</b>									
n27. Residence Address 1 <b>NEEDHAM P.D. POLICE OFFICER NEEDHAM, MA</b>								n28. Phone <b>(781) 455-7570</b>	
r1. Submitted By Officer, I.D. <b>MCCUE JR, WILLIAM ARTHUR</b>					r2. Approving Officer's Name, I.D. <b>MCCARTHY, MICHAEL JOHN</b>			Page <b>1</b>	

## BROOKLINE POLICE DEPARTMENT

CONTINUATION PAGE

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## INVOLVED PERSONS

n1. Name Type <b>ADULT</b>	n2. Last Name / Business / State of... <b>MILBURY</b>	n3. First Name <b>MICHAEL</b>	n4. Middle Name <b>J</b>
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age <b>059</b>	n8. Date of Birth <b>06/17/1952</b>
n9. Place of Birth - City, State		n10. [REDACTED]	n11. Operator's License No.
n12. State			
n13. Height	n14. Weight	n15. Build	n16. Complexion
n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status

Involvement :  
**SUSPECT** **ASSAULT-SIMPLE**  
**OTHER PERSON INVOLVE**

n27. Residence Address 1 [REDACTED] <b>NEEDHAM, MA 02492</b>	n28. Phone [REDACTED]
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n1. Name Type <b>ADULT</b>	n2. Last Name / Business / State of... [REDACTED]	n3. First Name [REDACTED]	n4. Middle Name
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age <b>045</b>	n8. Date of Birth [REDACTED]
n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.
n12. State			
n13. Height	n14. Weight	n15. Build	n16. Complexion
n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status

Involvement :  
**WITNESS** **ASSAULT-SIMPLE**  
**EMPLOYEE**

n27. Residence Address 1 [REDACTED]	n28. Phone [REDACTED]
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n1. Name Type <b>ADULT</b>	n2. Last Name / Business / State of... <b>RABINOVITZ</b>	n3. First Name <b>DANIEL</b>	n4. Middle Name
n5. Race <b>W</b>	n6. Sex <b>M</b>	n7. Age	n8. Date of Birth
n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.
n12. State			
n13. Height	n14. Weight	n15. Build	n16. Complexion
n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status

Involvement :  
**DEFENSE ATTORNEY** **ASSAULT-SIMPLE**

n27. Residence Address 1 <b>MICHAELS, WARD &amp; RABINOVITZ 1 BEACON ST / 2ND FL BOSTON, MA 02108</b>	n28. Phone [REDACTED]
n29. Residence Address 2	n30. Phone [REDACTED]

## NARRATIVE

On 12/10/11 I was assigned to the 547 unit. At 1213 hours I responded to the Brookline Police department to investigate an assault and battery report. Upon my arrival I met the complainant, identified as [REDACTED] reported that his son, identified as [REDACTED] was physically and verbally assaulted during a Pee Wee hockey game by an adult coach identified as Michael Milbury.

[REDACTED] is a sixth grader at the [REDACTED] plays Pee Wee hockey for the Blackhawks. The Blackhawks are a Pee Wee team from Everett. They are sponsored by [REDACTED] and [REDACTED]. The Black Hawks play in an inter-mural league that includes several teams from the Greater Boston area. This league is comprised of boys 11-12 years of age. The league is governed by USA Hockey.

On 12/9/11 the Blackhawks were playing a game against the Ernie Boch Junior Boch Blazers at the Jack Kirrane Ice Skating Rink at Larz Anderson Park in Brookline. The game started at 1730 hours, and continued to 1900 hours. According to [REDACTED] during the course of the game a player from the Boch Blazers started to "talk trash" at his son, [REDACTED]. The Boch Blazers player could only be identified by his last name, [REDACTED].

r1. Submitted By Officer, I.D. <b>MCCUE JR, WILLIAM ARTHUR</b>	42800	r2. Approving Officer's Name, I.D. <b>MCCARTHY, MICHAEL JOHN</b>	42750	Page <b>2</b>
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## NARRATIVE

father, Michael Milbury was in attendance at the game. Michael Milbury has been identified as an assistant coach with the Boch Blazers.

It was reported by [REDACTED] that Milbury's son attempted to start a fight with his son [REDACTED] after [REDACTED] and the younger [REDACTED] engaged in some "trash talk" during the game. [REDACTED] stated that he did not want to fight the other player on the Boch Blazers. Fighting between players in Pee Wee hockey is against the rules. Players can get ejected from the game for fighting.

At this time [REDACTED] reported that Milbury yelled at his son [REDACTED] on the ice and began to berate and swear at [REDACTED]. [REDACTED] reported that Milbury shouted at [REDACTED] to "[REDACTED] leave my son alone". Milbury was not wearing skates and was assisting with the organization of the event from the sidelines.

After the game there was a shoot out organized at center ice. With goalies in both nets, all the players from both teams had the opportunity to shoot on the goalie and try to score a goal. The shoot out was a post-game exercise and was separate from the game which ended in a 7-5 win for the Boch Blazers. [REDACTED] described the shoot out as a family event where parents and kids could skate together.

[REDACTED] reported that during the shoot out he was with his younger children skating on the little rink next to the main rink. [REDACTED] reported that several parents informed him that Mike Milbury, the Boch Blazers assistant coach, had grabbed his son [REDACTED] by the front of his hockey sweater. [REDACTED] was informed that Milbury had grabbed [REDACTED] sweater with both of his hands. [REDACTED] further stated that he was informed that Milbury was shaking his son [REDACTED] from side to side and back and forth. [REDACTED] also reported that he was informed that Milbury was swearing at [REDACTED] yelling at him to "[REDACTED] leave my son alone". [REDACTED] stated that he did not directly observe this incident, but that he did observe Milbury shaking a little kid out on the ice. [REDACTED] stated that with so many people on the ice, he could not directly observe that it was his son [REDACTED] who Milbury had grabbed.

An assistant coach from the Blackhawks, identified as [REDACTED] reported that he was in the center ice area when he heard several "F-bombs" being shouted. [REDACTED] reported that it was Mike Milbury swearing at a Blackhawks player, identified as [REDACTED]. [REDACTED] further reported that he observed Milbury grab [REDACTED] by the "scruff of the neck", shake him, and direct repeated profanity at the youngster. [REDACTED] reported that he approached Milbury, told him "to knock it off", and stepped in between Milbury and [REDACTED] to separate them. [REDACTED] reported that he did not observe [REDACTED] resisting Milbury.

[REDACTED] reported that he was initially unaware that his son [REDACTED] was involved in the incident at center ice during the shoot out. [REDACTED] was skating on the "little rink" with his two other small children at the time of the alleged incident. [REDACTED] reported that several parents, not identified at this time, approached him after the shoot out to inform him that [REDACTED] the Blackhawks player Milbury confronted physically and verbally. [REDACTED] reported that he did not confront Milbury about the incident after the shoot out was over. [REDACTED] reported that several parents were videotaping the game and the shoot out event, but he could not identify them or locate any videotape of the incident. [REDACTED] was advised to attempt to locate any parent who attended the game that

f1. Submitted By Officer, I.D.

MCCUE JR, WILLIAM ARTHUR

42800

f2. Approving Officer's Name, I.D.

MCCARTHY, MICHAEL JOHN

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## NARRATIVE

may have actually witnessed or video taped the incident involving his son [REDACTED]. [REDACTED] was not injured as a result of this incident and did not require any medical attention.

An attempt was made to contact Michael Milbury to advise him of the complaint. Milbury could not be contacted by telephone. I will continue to attempt to contact Milbury to interview him with regards to this incident. [REDACTED] reported that his objective is to have Milbury barred by USA Hockey from participating in the youth hockey program because of his behavior around the young players. USA Hockey informed [REDACTED] that he would be required to file a police report on the incident. [REDACTED] was further advised.

On 12/11/11 I contacted the Needham Police Department and spoke with Officer DeSimone. I requested that the Needham P.D. send a police officer to Michael Milburys residence. I needed the Needham Police Department to advise Milbury to contact the Brookline P.D. Officer M. McDonald of the Needham Police Department notified Milburys wife, identified as [REDACTED] that the Brookline P.D. would like to contact her husband. Officer McDonald explained the reason to [REDACTED] why the Brookline P.D. wanted to interview her husband. Officer McDonald reported that [REDACTED] informed him that her husband was presently on a plane, destination Toronto, Ontario, Canada. [REDACTED] reported that she would contact her husband and advise him that the Brookline Police department needed to contact him. A criminal complaint requesting a summons has been filed with the Brookline District court.

On 12/11/11 I contacted Daniel Rabinovitz, an attorney representing Michael Milbury. Rabinovitz declined to allow the Brookline P.D. to interview his client with regards to the incident at the Larz Anderson skating rink on 12/9/11. Rabinovitz stated that Milbury denies the allegation and will address the charge of simple assault and battery when scheduled to attend Brookline District court.

f1. Submitted By Officer, I.D.

MCCUE JR, WILLIAM ARTHUR

42800

f2. Approving Officer's Name, I.D.

MCCARTHY, MICHAEL JOHN

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# BROOKLINE POLICE DEPARTMENT

## SUPPLEMENTAL REPORT

Case No. 2011-0006778A

Supp No. 001

r3. Additional Reports		<input type="checkbox"/> Arrest Report		<input type="checkbox"/> Accident		<input type="checkbox"/> Domestic		<input type="checkbox"/> Stolen Bike		<input type="checkbox"/> Juvenile Involved		<input type="checkbox"/> Alcohol Involved		<input type="checkbox"/> Prints		Adults 3					
		<input type="checkbox"/> Complaint App				<input type="checkbox"/> Bias				<input type="checkbox"/> Drugs Involved		<input type="checkbox"/> Gang Involved		<input type="checkbox"/> Photos		Juveniles 0					
s7. Incident <b>DISORDERLY PERSON</b>										Cnts <b>01</b>	Offense Code <b>1000</b>			s10. Reported Date <b>12/16/2011</b>			s11. Time <b>08:30</b>	s12. Day <b>FRI</b>			
<b>THREATS</b>										<b>01</b>	<b>0035</b>			s13. Occrd From Date <b>12/09/2011</b>			s14. Time <b>17:30</b>	s15. Day <b>FRI</b>			
														s16. Occrd To Date <b>12/09/2011</b>			s17. Time <b>19:00</b>	s18. Day <b>FRI</b>			
r20. Reporting Officer 1, I.D. <b>O'LEARY, THOMAS ANTHONY</b>										54875			r21. Reporting Officer 2, I.D. <b>BURKE, STEPHEN JOSEPH</b>							6075	
<b>VEHICLES / PROPERTY</b>																					
p1. Property Type <b>EVIDENCE</b>				p2. Property Category <b>WRITTEN STATEMENT</b>						p3. Quantity				p4. Qty. Type							
p5. Brand				p6. Model				p7. Color				p8. Caliber		p9. Serial No. or OAN							
p10. Value		p11. Value Recovered		p12. OCA Active		p13. OCA Cancel		p14. Tracking No.				p15. Disposition									
p20. Description written statement by victim																					
p1. Property Type <b>EVIDENCE</b>				p2. Property Category <b>VIDEO TAPE EVIDENCE</b>						p3. Quantity				p4. Qty. Type							
p5. Brand				p6. Model				p7. Color				p8. Caliber		p9. Serial No. or OAN							
p10. Value		p11. Value Recovered		p12. OCA Active		p13. OCA Cancel		p14. Tracking No.				p15. Disposition									
p20. Description video tape taken during hockey game																					
<b>INVOLVED PERSONS</b>																					
n1. Name Type <b>ADULT</b>		n2. Last Name / Business / State of...						n3. First Name				n4. Middle Name									
n5. Race <b>W</b>		n6. Sex <b>M</b>		n7. Age <b>041</b>		n8. Date of Birth <b>07/06/1970</b>		n9. Place of Birth - City, State				n10. Soc Sec No.		n11. Operator's License No.				n12. State			
n13. Height		n14. Weight		n15. Build		n16. Complexion		n17. Eyes		n18. Hair		n19. Facial Hair		n20. Marital Status							
Involvement : <b>WITNESS</b> <b>DISORDERLY PERSON</b>																					
n27. Residence Address 1																n28. Phone					
n1. Name Type <b>ADULT</b>		n2. Last Name / Business / State of...						n3. First Name				n4. Middle Name									
n5. Race <b>W</b>		n6. Sex <b>M</b>		n7. Age <b>049</b>		n8. Date of Birth <b>06/18/1962</b>		n9. Place of Birth - City, State				n10. Soc Sec No.		n11. Operator's License No.				n12. State			
n13. Height		n14. Weight		n15. Build		n16. Complexion		n17. Eyes		n18. Hair		n19. Facial Hair		n20. Marital Status							
Involvement : <b>WITNESS</b> <b>THREATS</b>																					
n27. Residence Address 1																n28. Phone					
n29. Residence Address 2																n30. Phone					
f1. Submitted By Officer, I.D. <b>O'LEARY, THOMAS ANTHONY</b>										54875			f2. Approving Officer's Name, I.D. <b>BURKE, STEPHEN JOSEPH</b>					6075		Page <b>1</b>	

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## INVOLVED PERSONS

n1. Name Type ADULT		n2. Last Name / Business / State of...			n3. First Name		n4. Middle Name	
n5. Race M	n6. Sex M	n7. Age 045	n8. Date of Birth 05/20/1966	n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.	n12. State
n13. Height	n14. Weight	n15. Build	n16. Complexion	n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status	

## Involvement:

WITNESS

THREATS

n27. Residence Address 1

n28. Phone

## NARRATIVE

On 12-10-11 a report was filed with the Brookline Police Dept. regarding an incident during a Pee Wee Hockey game. (see report by PO McCue)

During the subsequent follow up investigation Det O'Leary and Det Lt. Burke spoke with the victim and several witnesses.

On 12-14-11 the above Det's drove to the home of [REDACTED] and interviewed him out of the presence of his parents. [REDACTED] relayed the following story:

On 12-9-11 a family night hockey time was scheduled between the Everett Blackhawks and the Boch Blazers from Dedham. This event consisted of a scrimmage game, family skate, skills competition and refreshments. [REDACTED] who is an alternate for the Blackhawks, plays left wing. He described the game as having a lot of trash talking and being chippy on both sides. [REDACTED] went on to say that in the second period there was a scuffle in front of the net between him and an opposing player [REDACTED] causing the referee to send both players off the ice with a warning. The game continued back and forth. At one point the assistant coach of the Blazers and the father of the aforementioned child ([REDACTED]) yelled at the referee "Are you going to call it. I want him [REDACTED] off the ice." During the game the trash talk and pushing and shoving between the players continued up until the end.

After the game both teams were served pizza and drinks and there was time on the ice for a family skate. After that the skills competition began with a shoot out. The players lined up together and individually shot at each of the three goalies. During the second round of shots an incident unfolded. [REDACTED] told these Det's that the younger [REDACTED] and he exchanged words that led to a physical fight. The fight was broken up by the Coach of the Blazers ([REDACTED]) and the Assistant Coach of the Blackhawks ([REDACTED]). After the two were separated, the father of the Boch Blazer, identified as Michael Milbury, came running up the ice and grabbed [REDACTED] by the shirt collar. He began to shake him back and forth and lifted him up so that [REDACTED] was on his toes. Milbury was screaming "What did you [REDACTED] say to him. I'm going to [REDACTED] kill you." At this point Coach [REDACTED] and Coach [REDACTED] again intervened and Milbury said to [REDACTED] "I'm going to Kill you too." At that point everybody was separated.

[REDACTED] stated that the incident lasted about 30 seconds and that during it he was afraid that Coach Milbury was going to hit him. [REDACTED] also wrote out a statement and signed it.

The Det's then went to interview Blackhawks Asst. Coach [REDACTED]. [REDACTED] confirmed that he was involved in the incident and stated that during the game there was a lot of trash

n1. Submitted By Officer, I.D.

O'LEARY, THOMAS ANTHONY

54875

n2. Approving Officer's Name, I.D.

BURKE, STEPHEN JOSEPH

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## NARRATIVE

talking and at one point, he believes in the third period, that there was a face off after a goal. At this point Coach Milbury was screaming at [REDACTED] "You get over here, I want to talk to you and your coach right away." [REDACTED] went on to say that there were no other incidents until the shoot out when a fight broke out between two players, [REDACTED] and Milbury's son. [REDACTED] and the other teams coach broke it up and separated the parties and that's when Milbury, who was acting as the goal judge, came running up the ice. Coach Milbury grabbed [REDACTED] and began to shake him back and forth. Coach Milbury was also screaming at [REDACTED] to "shut the [REDACTED] up" and "I'm going to kill you." At this point [REDACTED] separated Milbury from [REDACTED] and Milbury said to [REDACTED] "I'm going to come after you too." As Milbury left the ice he was confronted by the Blackhawks head coach.

The Det's also interviewed [REDACTED]. [REDACTED] conveyed he had sent an e-mail to the Boch Blazers organization with concern to the incident. [REDACTED] relayed his observations of the incident stating that he was along the boards during the shoot out when he observed a scuffle. According to him he heard Coach Milbury yell at the two players involved in the scuffle and noted the Boch Blazer player involved in the scuffle skated away. As this was happening Coach Milbury went up to the Blackhawk player and grabbed him with both hands and began to shake him. [REDACTED] was too far away to hear what was being said but did notice that as Milbury left the ice he was confronted by the head coach of the Blackhawks who was not present during the altercation.

As the Det's were speaking with [REDACTED], Det O'Leary received a phone call from [REDACTED] a parent of a Blackhawk player. [REDACTED] is the parent of the [REDACTED] and was standing behind the net during the shoot out filming on his phone camera. At this time Coach Milbury was standing next to the goal, acting as goal judge and kicking pucks back to center ice area. Coach Milbury was not on skates. The kids were all lined up at center ice and at one point [REDACTED] stated there was a fight at center ice. [REDACTED] saw Coach Milbury run toward the fight and yell at the combatants. When Milbury was about 15-20' away the Blazer player skated away. Coach Milbury continued on and grabbed the Blackhawk player and began lifting, shaking and yelling at him. [REDACTED] could not hear what was being said. [REDACTED] also stated that during the game there was another verbal incident involving Coach Milbury. Just prior to one of the face offs Milbury was screaming that he wanted "this kid" [REDACTED] off the ice right now. [REDACTED] was able to forward the footage of what he was filming at the time of the incident. (although it does not show the actual incident, it shows Milbury's proximity to the incident when it started and his initial reaction).

The last person interviewed was [REDACTED], another parent of a Blackhawk player. [REDACTED] who was standing along the boards stated that during the game Coach Milbury was yelling and talked to the other coach about what was going on as the referee was not making a lot of calls. [REDACTED] then said that after the game and the family skate ended the players were all lined up for the shoot out event. Both teams were lined up at center ice. A fight broke out between a Blackhawk and a Blazer which was quickly broken up. He then saw Coach Milbury run past his own player and continue to the Blackhawk player. [REDACTED] said that Milbury had the Blackhawk player by either the shirt or the helmet cage and was shaking him. A coach from each team had broke up the fight. As Milbury was leaving he got into another verbal argument with the Blackhawks head coach, [REDACTED]. After they separated Milbury left the ice and [REDACTED] heard Milbury say to his own son [REDACTED].

r1. Submitted By Officer, I.D.

O'LEARY, THOMAS ANTHONY

54875

r2. Approving Officer's Name, I.D.

BURKE, STEPHEN JOSEPH

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## NARRATIVE

Det O'Leary also spoke with the Coach of the Boch Blazers, [REDACTED], who declined to be interviewed. One parent of a player on the Boch team has contacted this Dept. and was interviewed. She watched the game and noted a few incidents of pushing back and forth between the players during the game. It appeared to her that the Blackhawk players were focusing their actions more toward the younger [REDACTED] (player). She thought that Coach Milbury showed restraint considering the actions toward his son. After the game she assisted with the serving of refreshments to the players and did not observe the shoot out skills competition during which the interaction between Coach Milbury and [REDACTED] occurred. She heard from her player son that the Blackhawk [REDACTED] made a comment to the younger [REDACTED] which precipitated the fight between them.

Placed into evidence were the statement by [REDACTED] some e-mail correspondence between the parents and each other, a statement by [REDACTED] as well as an e-mail between [REDACTED] and a Boch Blazer representative. The video footage will also be preserved as well.

Based on the above investigation and the fact that Milbury is a 59 year old adult male and [REDACTED] is a 12 year old child, the witness interviews in which more than one person heard him make threats to kill, the observed physical attack and that Milbury's actions were violent and threatening this Det. is requesting that the charges of Threats to Commit a Crime m.g.l 275 s 2 and Disorderly Person m.g.l 272-s 53 be added to the summons of PO McCue's report.

f1. Submitted By Officer, I.D.

**O'LEARY, THOMAS ANTHONY****54875**

f2. Approving Officer's Name, I.D.

**BURKE, STEPHEN JOSEPH****6075**

Page

**4 END**





# BROOKLINE POLICE DEPARTMENT

## SUPPLEMENTAL REPORT

Case No. 2011-0006778A

Supp No. 002

r3. Additional Reports		<input type="checkbox"/> Arrest Report		<input type="checkbox"/> Accident		<input type="checkbox"/> Domestic		<input type="checkbox"/> Stolen Bike		<input type="checkbox"/> Juvenile Involved		<input type="checkbox"/> Alcohol Involved		<input type="checkbox"/> Prints		Adults 1					
		<input type="checkbox"/> Complaint App				<input type="checkbox"/> Bias				<input type="checkbox"/> Drugs Involved		<input type="checkbox"/> Gang Involved		<input type="checkbox"/> Photos		Juveniles 2					
s7. Incident								Cnts				Offense Code				s10. Reported Date 12/20/2011		s11. Time 10:30		s12. Day TUE	
																s13. Occrd From Date 12/09/2011		s14. Time 17:30		s15. Day FRI	
																s16. Occrd To Date 12/09/2011		s17. Time 19:00		s18. Day FRI	
r20. Reporting Officer 1, I.D. O'LEARY, THOMAS ANTHONY										r21. Reporting Officer 2, I.D. 54875											
<b>INVOLVED PERSONS</b>																					
n1. Name Type ADULT		n2. Last Name / Business / State of...								n3. First Name				n4. Middle Name							
n5. Race B		n6. Sex M		n7. Age		n8. Date of Birth		n9. Place of Birth - City, State				n10. Soc Sec No.		n11. Operator's License No.				n12. State			
n13. Height		n14. Weight		n15. Build		n16. Complexion		n17. Eyes		n18. Hair		n19. Facial Hair		n20. Marital Status							
Involvement : REPORTING PERSON      THREATS																					
n27. Residence Address 1																		n28. Phone			
n1. Name Type JUVENILE		n2. Last Name / Business / State of...								n3. First Name				n4. Middle Name							
n5. Race B		n6. Sex M		n7. Age 012		n8. Date of Birth 06/29/1999		n9. Place of Birth - City, State				n10. Soc Sec No.		n11. Operator's License No.				n12. State			
n13. Height		n14. Weight		n15. Build		n16. Complexion		n17. Eyes		n18. Hair		n19. Facial Hair		n20. Marital Status							
Involvement : WITNESS      ASSAULT-SIMPLE WITNESS      DISORDERLY PERSON																					
n27. Residence Address 1																		n28. Phone			
n1. Name Type JUVENILE		n2. Last Name / Business / State of...								n3. First Name				n4. Middle Name							
n5. Race B		n6. Sex M		n7. Age 013		n8. Date of Birth 04/19/1998		n9. Place of Birth - City, State				n10. Soc Sec No.		n11. Operator's License No.				n12. State			
n13. Height		n14. Weight		n15. Build		n16. Complexion		n17. Eyes		n18. Hair		n19. Facial Hair		n20. Marital Status							
Involvement : WITNESS      ASSAULT-SIMPLE																					
n27. Residence Address 1																		n28. Phone			
<b>NARRATIVE</b>																					
<p>On 12-16-11, Det O'Leary spoke with [REDACTED], the father of two hockey players on the Blackhawks squad. [REDACTED] stated that his two sons witnessed the incident involving [REDACTED] that occurred at Larz Anderson Rink on 12-9-11. An interview was set up for Sunday morning 12-18-11 at 9 AM.</p> <p>On 12-18-11 Det O'Leary met with the [REDACTED] in their home at [REDACTED]. The interviews were conducted separately and without the presence of [REDACTED]. The first person Det O'Leary met with was [REDACTED]. [REDACTED] was asked to relate what happened during and after the game on that night. [REDACTED] related the following story. The game was set up to be a scrimmage between the Blackhawks and the Boch Arena team. These</p>																					
r1. Submitted By Officer, I.D. O'LEARY, THOMAS ANTHONY										r2. Approving Officer's Name, I.D. BURKE, STEPHEN JOSEPH											
54875										6075											
										Page 1											

c1. Case No. <b>2011-0006778A</b>	c2. Supp No. <b>002</b>	c10. Reported Date <b>12/20/2011</b>	c11. Time <b>10:30</b>
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## NARRATIVE

teams do not usually play each other. During the game there was trash talking amongst the players, which is not unusual for the hockey games. In the second period after an incident on the ice, [REDACTED] heard a coach, later identified as Mike Milbury, from the Boch team screaming at one of the Blackhawks players by saying "I want that kid, I want him over here." The incident passed and the game went on and ended without any more incidents. The players had pizza and there was a family skate and then the players lined up for a shootout. The shootout would have three rounds. During the second round the trash talking continued. [REDACTED], who was on the ice at the time, called one of their players, later learned to be the younger Milbury, an asshole. The player ([REDACTED] said call me that again, [REDACTED] did and it went on one more time then [REDACTED] said something. A scuffle started and according to [REDACTED], [REDACTED] let the other boy hit him. After that the fight was broken up by Coach [REDACTED] and the Coach of the other team ([REDACTED]. At this point the elder Milbury came in yelling "What the [REDACTED] did you say to my son. You think your so tough start with me. "

Det O'Leary then spoke with [REDACTED] stated that during the game there was a lot of dirty trash talking and hitting (which is not allowed). At one point during the game, Mike Milbury, was calling "I want that player [REDACTED] right there." and the ref said "You can't do that." [REDACTED] did not come over to the Boch bench. After the game both teams lined up at center ice together for the shootout. [REDACTED] and the other kid ([REDACTED]) were talking trash with each other. [REDACTED] who was also on the ice at the time, heard his brother call [REDACTED] (player) an asshole and [REDACTED] tell him to say it again. [REDACTED] told him to say it loud, which [REDACTED] did. [REDACTED] then saw [REDACTED] (player) attack [REDACTED]. The fight was then broken up by the asst. coach from the Blackhawks [REDACTED] and a coach from the Blazers [REDACTED]. At this time [REDACTED] (player) and the [REDACTED] were about 10' away from each other when Coach Milbury came over and starting pushing and shaking [REDACTED] saying "Why are you hitting my son, Why are you fucking hitting my son. " [REDACTED] then said to Coach Milbury "You're like a [REDACTED]." Milbury responded by saying "Start with me kid you think you're so tough." and [REDACTED] responded with I do think I'm tough because I'm not picking on a 12 year old I'm picking on someone older than me." At that point Milbury started to leave and [REDACTED] got involved.

Det O'Leary then spoke with [REDACTED] who stated that he did not witness the on ice incident although he did hear the part during the game where Coach Milbury was calling for an opposing player to come over to his bench.

f1. Submitted By Officer, I.D. <b>O'LEARY, THOMAS ANTHONY</b>	f2. Approving Officer's Name, I.D. <b>BURKE, STEPHEN JOSEPH</b>	Page <b>2 END</b>
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# BROOKLINE POLICE DEPARTMENT

## SUPPLEMENTAL REPORT

Case No. 2011-0006778A

Supp No. 003

r3. Additional Reports		<input type="checkbox"/> Arrest Report	<input type="checkbox"/> Accident	<input type="checkbox"/> Domestic	<input type="checkbox"/> Stolen Bike	<input type="checkbox"/> Juvenile Involved	<input type="checkbox"/> Alcohol Involved	<input type="checkbox"/> Prints	Adults 1
		<input type="checkbox"/> Complaint App		<input type="checkbox"/> Bias		<input type="checkbox"/> Drugs Involved	<input type="checkbox"/> Gang Involved	<input type="checkbox"/> Photos	Juveniles 0
s7. Incident				Cnts	Offense Code		s10. Reported Date	s11. Time	s12. Day
ASSAULT-SIMPLE				01	0504		12/21/2011	10:13	WED
							s13. Occrd From Date	s14. Time	s15. Day
							12/09/2011	17:30	FRI
							s16. Occrd To Date	s17. Time	s18. Day
							12/09/2011	19:00	FRI
r20. Reporting Officer 1, I.D.					r21. Reporting Officer 2, I.D.				
BURKE, STEPHEN JOSEPH					6075				
<b>INVOLVED PERSONS</b>									
n1. Name Type		n2. Last Name / Business / State of...			n3. First Name			n4. Middle Name	
ADULT		[REDACTED]			[REDACTED]				
n5. Race	n6. Sex	n7. Age	n8. Date of Birth	n9. Place of Birth - City, State		n10. Soc Sec No.	n11. Operator's License No.		n12. State
W	M	048	05/18/1963						
n13. Height	n14. Weight	n15. Build	n16. Complexion	n17. Eyes	n18. Hair	n19. Facial Hair	n20. Marital Status		
Involvement : <b>WITNESS DISORDERLY PERSON</b>									
n27. Residence Address 1								n28. Phone	
[REDACTED]								[REDACTED]	
n29. Residence Address 2								n30. Phone	
[REDACTED]								[REDACTED]	
<b>NARRATIVE</b>									
<p>On Monday December 19, 2011 I was contacted by [REDACTED] who identified himself as a parent of a Boch Blazer hockey player. [REDACTED] indicated he had been away on business and recently became aware on the on goings involving Mike Milbury and the incident from December 9, 2011 in which it was alleged Mr. Milbury committed an assault and battery on a member of the opposing team (Blackhawk's)</p> <p>[REDACTED] relayed he was present at the game and had witnessed the incident involving Coach Milbury and the Blackhawk player ([REDACTED]) He reported observing the following:</p> <p>He watched as two players (one from each team) were involved in a scuffle, pushing and shoving one another at the center ice area of the rink during the shoot out / skills event.</p> <p>Coach Milbury ran over to the two players and was the first coach to arrive at the scuffle. He heard Coach Milbury yell to the players to break it up and clear out. He noted that Coach Milbury's son was one of the involved players and observed him to skate away as Coach Milbury arrived at center ice. He also observed Coach Milbury grab the Blackhawk player. He noted that the Blackhawk player would not "disengage" and continued to go after the younger Milbury as he skated away. He conveyed Coach Milbury grabbed the Blackhawk player to prevent him from getting to the younger Milbury. As he observed it Coach Milbury was simply breaking up the fight and holding the Blackhawk player back. He noted that other coaches came in to assist about ten seconds later.</p> <p>[REDACTED] continued to observe and noted a short time later Coach Milbury and one of the Blackhawk's coaches engaged in a heated verbal argument. He described the other coach as being smaller than Coach Milbury with grey hair wearing a baseball hat.</p> <p>[REDACTED] made his observations from behind the glass area at the end of the rink</p>									
r1. Submitted By Officer, I.D.					r2. Approving Officer's Name, I.D.			Page	
BURKE, STEPHEN JOSEPH					BURKE, STEPHEN JOSEPH			1 END	
6075					6075				